



EP04/12870

PCT/EP/2004/012870

12/11/04



INVESTOR IN PEOPLE

The Patent Office
Concept House
Cardiff Road
Newport

South Wales

NP10 8QQ

25 NOV 2004

WIPO

PCT

I, the undersigned, being an officer duly authorised in accordance with Section 74(1) and (4) of the Deregulation & Contracting Out Act 1994, to sign and issue certificates on behalf of the Comptroller-General, hereby certify that annexed hereto is a true copy of the documents as originally filed in connection with the patent application identified therein.

In accordance with the Patents (Companies Re-registration) Rules 1982, if a company named in this certificate and any accompanying documents has re-registered under the Companies Act 1980 with the same name as that with which it was registered immediately before re-registration save for the substitution as, or inclusion as, the last part of the name of the words "public limited company" or their equivalents in Welsh, references to the name of the company in this certificate and any accompanying documents shall be treated as references to the name with which it is so re-registered.

In accordance with the rules, the words "public limited company" may be replaced by p.l.c., plc, P.L.C. or PLC.

Re-registration under the Companies Act does not constitute a new legal entity but merely subjects the company to certain additional company law rules.

Signed

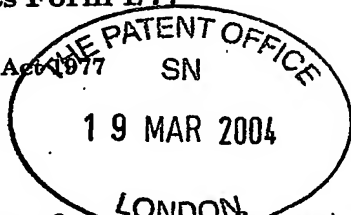
Dated

27 August 2004

BEST AVAILABLE COPY

**PRIORITY
DOCUMENT**

SUBMITTED OR TRANSMITTED IN
COMPLIANCE WITH RULE 17.1(a) OR (b)



The
**Patent
Office**

1/77
2 MAR 04 082481 D00245
177 0.00-06241.0 ACCOUNT CHA

Request for grant of a patent

(See the notes on the back of this form. You can also get an explanatory leaflet from the Patent Office to help you fill in this form)

19 MAR 2004

The Patent Office

Cardiff Road
Newport
South Wales NP10 8QQ

1.	Your reference	4-33479P2	
2.		0406241.0	
Patent application number (The Patent Office will fill in this part)			
3.		NOVARTIS AG	
Full name, address and postcode of the or of each applicant (underline all surnames)		LICHTSTRASSE 35	
		4056 BASEL	
		SWITZERLAND	
Patent ADP number (if you know it)		07125487005	
If the applicant is a corporate body, give the country/state of its incorporation		SWITZERLAND	
4.		Organic Compounds	
Title of invention			
5.		Craig McLean	
Name of your agent (If you have one)		Novartis Pharmaceuticals UK Limited	
"Address for service" in the United Kingdom to which all correspondence should be sent (including the postcode)		Patents and Trademarks	
		Wimblehurst Road	
		Horsham, West Sussex	
		RH12 5AB	
Patents ADP number (if you know it)		07181522002 ✓	
6.		Country	Priority application number (if you know it)
If you are declaring priority from one or more earlier patent applications, give the country and the date of filing of the or of each of these earlier applications and (if you know it) the or each application number			Date of filing (day/month/year)
7.		Number of earlier application	Date of filing (day/month/year)
If this application is divided or otherwise derived from an earlier UK application, give the number and the filing date of the earlier application			
8.		Yes	
Is a statement of inventorship and of right to grant of a patent required in support of this request? (Answer 'Yes' if:			
a) any applicant named in part 3 is not an inventor, or			
b) there is an inventor who is not named as an applicant, or			
c) any named applicant is a corporate body.			
(see note (d))			

Patents Form 1/77

9. Enter the number of sheets for any of the following items you are filing with this form. Do not count copies of the same document

Continuation sheets of this form

Description 19

Claim(s) 2

Abstract

Drawing(s)

10. If you are also filing any of the following, state how many against each item.

Priority documents

Translations of priority documents

Statement of inventorship and right to grant of a patent (*Patents Form 7/77*)

Request for preliminary examination and search (*Patents Form 9/77*)

Request for substantive examination (*Patents Form 10/77*)

Any other documents
(please specify)

11.

I/We request the grant of a patent on the basis of this application

Signature

Date



Craig McLean

19th March 2004

12. Name and daytime telephone number of person to contact in the United Kingdom

Mrs S Schnerr

01403 323069

Warning

After an application for a patent has been filed, the Comptroller of the Patent Office will consider whether publication or communication of the invention should be prohibited or restricted under Section 22 of the Patents Act 1977. You will be informed if it is necessary to prohibit or restrict your invention in this way. Furthermore, if you live in the United Kingdom, Section 23 of the Patents Act 1977 stops you from applying for a patent abroad without first getting written permission from the Patent Office unless an application has been filed at least 6 weeks beforehand in the United Kingdom for a patent for the same invention and either no direction prohibiting publication or communication has been given, or any such direction has been revoked.

Notes

1. If you need help to fill in this form or you have any questions, contact the Patent Office on 0145 570000.

2. This form is to be used for applications for patents in the United Kingdom only.

3. This form is to be used for applications for patents in the United Kingdom only.

4. This form is to be used for applications for patents in the United Kingdom only.

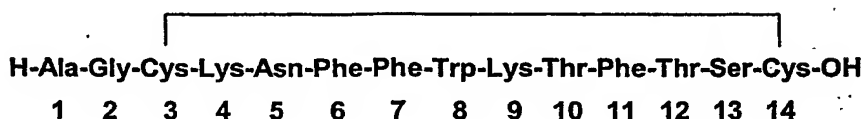
5. This form is to be used for applications for patents in the United Kingdom only.

6. This form is to be used for applications for patents in the United Kingdom only.

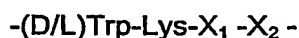
Organic Compounds

The present invention relates to microparticles comprising a somatostatin analogue and to pharmaceutical compositions comprising the same.

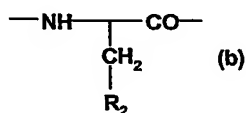
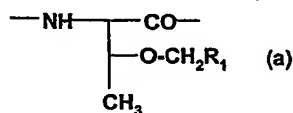
Somatostatin is a tetradecapeptide having the structure



Somatostatin analogues of particular interest have been described e.g. in WO 97/01579 and WO 97/25977. Said somatostatin analogues comprise the amino acid sequence of formula I

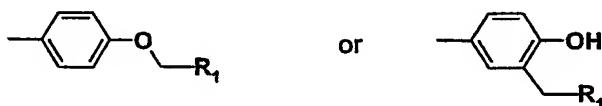


wherein X_1 is a radical of formula (a) or (b)



wherein R_1 is optionally substituted phenyl, wherein the substituent may be halogen, methyl, ethyl, methoxy or ethoxy,

R_2 is $-\text{Z}_1-\text{CH}_2-\text{R}_1$, $-\text{CH}_2-\text{CO}-\text{O}-\text{CH}_2-\text{R}_1$,



wherein Z_1 is O or S, and

X_2 is an α -amino acid having an aromatic residue on the C_α side chain, or an amino acid unit selected from Dab, Dpr, Dpm, His, (Bzl)HyPro, thienyl-Ala, cyclohexyl-Ala and t-butyl-Ala, the residue Lys of said sequence corresponding to the residue Lys⁹ of the native somatostatin-14.

These compounds are referred to hereinafter as compounds of the invention.

By somatostatin analogue as used herein is meant a straight-chain or cyclic peptide derived from that of the naturally occurring somatostatin-14, comprising the sequence of formula I and wherein additionally one or more amino acid units have been omitted and/or replaced by

one or more other amino acid radical(s) and/or wherein one or more functional groups have been replaced by one or more other functional groups and/or one or more groups have been replaced by one or several other isosteric groups. In general the term covers all modified derivatives of the native somatostatin-14 comprising the above sequence of formula I which have binding affinity in the nM range to at least one somatostatin receptor subtype as defined hereinafter.

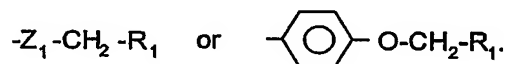
Preferably, the somatostatin analogue is a compound in which the residues at positions 8 through 11 of the somatostatin-14 are represented by the sequence of formula I as defined above.

More preferably, the somatostatin analogue is a compound as disclosed above comprising a hexapeptide unit, the residues at positions 3 through 6 of said hexapeptide unit comprising the sequence of formula I. Particularly preferred is a somatostatin hexapeptide wherein the residues at positions 1 and 2 of the hexapeptide unit may be any of those as known in the art, e.g. as disclosed by A.S. Dutta in Small Peptides, Vol.19, 292-354, Elsevier, 1993, or as substituents for, Phe⁶ and/or Phe⁷ of somatostatin-14.

More particularly the somatostatin analogue is a compound in which the hexapeptide unit is cyclic, e.g. having a direct peptide linkage between the α -carbonyl group of the residue at position 6 and the α -amino group of the residue at position 1.

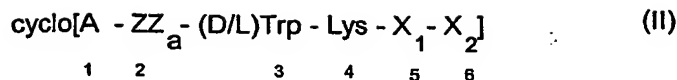
While Lys, X₁ and X₂ in the sequence of formula I have the L-configuration, Trp may have the D- or L-configuration. Preferably Trp has the D-configuration.

X₁ is preferably a residue of formula (a) or (b), R₂ being preferably



When X₂ comprises an aromatic residue on the C_α side chain, it may suitably be a natural or unnatural α -amino acid, e.g. Phe, Tyr, Trp, Nal, Pal, benzothienyl-Ala, Tic and thyronin, preferably Phe or Nal, more preferably Phe. X₂ is preferably an α -amino acid bearing an aromatic residue on the C_α side chain.

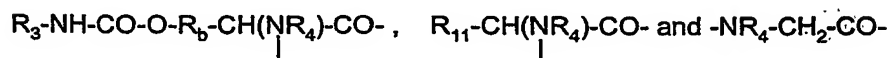
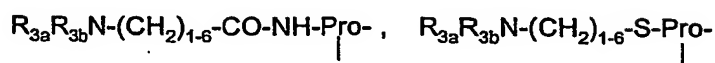
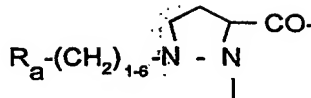
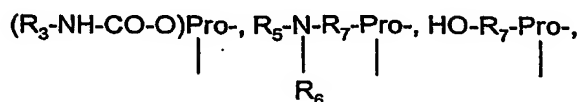
- 3 -



wherein

X_1 and X_2 are as defined above,

A is a divalent residue selected from Pro,

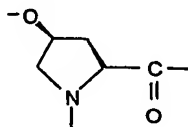


wherein R_3 is $\text{NR}_8\text{R}_9\text{-C}_{2-6}\text{alkylene}$, guanidino- $\text{C}_{2-6}\text{alkylene}$ or $\text{C}_{2-6}\text{alkylene-COOH}$, R_{3a} is H, $\text{C}_{1-4}\text{alkyl}$ or has independently one of the significances given for R_3 , R_{3b} is H or $\text{C}_{1-4}\text{alkyl}$, R_a is OH or NR_5R_6 , R_b is $\text{-(CH}_2\text{)}_{1-3}\text{-}$ or $\text{-CH(CH}_3\text{)-}$, R_4 is H or CH_3 , R_{4a} is optionally ring-substituted benzyl, each of R_5 and R_6 independently is H, $\text{C}_{1-4}\text{alkyl}$, ω -amino- $\text{C}_{1-4}\text{alkylene}$, ω -hydroxy- $\text{C}_{1-4}\text{alkylene}$ or acyl, R_7 is a direct bond or $\text{C}_{1-6}\text{alkylene}$, each of R_8 and R_9 independently is H, $\text{C}_{1-4}\text{alkyl}$, ω -hydroxy- $\text{C}_{2-4}\text{alkylene}$, acyl or $\text{CH}_2\text{OH-(CHOH)}_c\text{-CH}_2\text{-}$ wherein c is 0, 1, 2, 3 or 4, or R_8 and R_9 form together with the nitrogen atom to which they are attached a heterocyclic group which may comprise a further heteroatom, and R_{11} is optionally ring-substituted benzyl, $\text{-(CH}_2\text{)}_{1-3}\text{-OH}$, $\text{CH}_3\text{-CH(OH)-}$ or $\text{-(CH}_2\text{)}_{1-5}\text{-NR}_5\text{R}_6$, and

ZZ_a is a natural or unnatural α -amino acid unit.

ZZ_a may have the D- or L-configuration. When ZZ_a is a natural or unnatural α -amino acid unit, it may suitably be e.g. Thr, Ser, Ala, Val, Ile, Leu, Nle, His, Arg, Lys, Nal, Pal, Tyr, Trp, optionally ring-substituted Phe or N^α -benzyl-Gly. When ZZ_a is Phe, the benzene ring thereof may be substituted by e.g. NH_2 , NO_2 , CH_3 , OCH_3 or halogen, preferably in para position. When ZZ_a is Phe, the benzene ring thereof is preferably unsubstituted.

When A comprises a Pro amino acid residue, any substituent present on the proline ring, e.g. $\text{R}_3\text{-NH-CO-O-}$ etc., is preferably in position 4. Such substituted proline residue may exist in the cis form, e.g.



as well as in the trans form. Each geometric isomer individually as well as mixtures thereof are compounds of the invention.

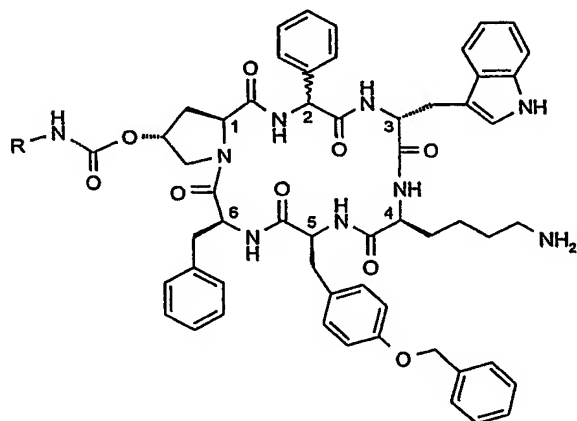
When A is



where NR_8R_9 forms a heterocyclic group, such group may be aromatic or saturated and may comprise one nitrogen or one nitrogen and a second heteroatom selected from nitrogen and oxygen. Preferably the heterocyclic group is e.g. pyridyl or morpholino. C_{2-6} Alkylene in this residue is preferably $-CH_2-CH_2-$.

Any acyl as R_5 , R_6 , R_8 and R_9 in A may be e.g. $R_{12}CO-$ wherein R_{12} is H, C_{1-4} alkyl, C_{2-4} alkenyl, C_{3-6} cycloalkyl or benzyl, preferably methyl or ethyl. When R_{4a} or R_{11} in A is ring-substituted benzyl, the benzene ring may be substituted as indicated above for ZZ_a .

Particularly preferred are compounds of formula III



III

wherein the configuration at C-2 is (R) or (S) or a mixture thereof, and

wherein R is $NR_{10}R_{11}-C_{2-6}$ alkylene or guanidine- C_{2-6} alkylene, and each of R_{10} and R_{11} independently is H or C_{1-4} alkyl,

in free form, in salt form or protected form.

Preferably R is $NR_{10}R_{11}-C_{2-6}$ alkylene. Preferred compounds of formula II are the compounds wherein R is 2-aminoethyl, namely: cyclo[(1- $[(NH_2)CH_2-CH_2-NH-CO-O-PrO]-R_{10}-R_{11}$]-DTP-Lys-

compound of formula II, preferably physiologically removable. Suitable amino protecting groups are e.g. as disclosed in "Protective Groups in Organic Synthesis", T. W. Greene, J. Wiley & Sons NY (1981), 219-287, the contents of which being incorporated herein by reference. Example of such an amino protecting group is acetyl.

A compound of the invention may exist e.g. in free or salt form. Salts include acid addition salts with e.g. inorganic acids, polymeric acids or organic acids, for example with hydrochloric acid, acetic acid, lactic acid, aspartic acid, benzoic acid, succinic acid or pamoic acid. Acid addition salts may exist as mono- or divalent salts, e.g. depending whether 1 or 2 acid equivalents are added. Preferred salts are the lactate, aspartate, benzoate, succinate and pamoate including mono- and di-salts, more preferably the aspartate di-salt and the pamoate monosalt.

The compounds of the invention may be prepared in accordance with conventional methods.

Typically, the compounds of the invention, are delivered systemically, e.g. parenterally. However, parenteral administration may be very painful, especially in repeated administration. In order to minimize the number of injections to a patient, a suitable depot formulation should be administered.

It has been found that administration of microparticles comprising a somatostatin analogue e.g. embedded in a biocompatible pharmacologically acceptable polymer, suspended in a suitable vehicle gives release of all or of substantially all of the active agent over an extended period of time, e.g. several weeks up to 6 months, preferably over at least 4 weeks.

Accordingly, the present invention provides microparticles comprising a compound of the invention e.g. embedded in a biocompatible pharmacologically acceptable polymer, and a pharmaceutical depot formulation comprising said microparticles.

The compound of the invention may be present in an amount of from about 1 to about 60%, more usually about 10 to about 50%, preferably about 20 to about 40%, even more preferably about 25% to about 35%, by weight of the microparticles.

Preferably, the compound of the invention used to prepare the microparticles is an amorphous powder having a particle of a size of about 0.1 microns to about 15 microns, preferably less than about 5 microns, even more preferably less than about 3 microns.

The particle size distribution of the compound of the invention may influence the release profile of the drug from the microparticles. Typically, the smaller the particle size, the lower is

The polymer matrix of the microparticles may be a synthetic or natural polymer. The polymer may be either a biodegradable or non-biodegradable or a combination of biodegradable and non-biodegradable polymers, preferably biodegradable.

The polymer matrix is designed to degrade sufficiently to be transported from the site of administration within one to 6 months after release of all or substantially all the active agent.

- (a) linear or branched polyesters which are linear chains radiating from a polyol moiety, e.g. glucose,
- (b) polyesters such as D-, L- or racemic polylactic acid, polyglycolic acid, polyhydroxybutyric acid, polycaprolactone, polyalkylene oxalate, polyalkylene glycol esters of acids of the Krebs cycle, e.g. citric acid cycle, and the like and combinations thereof,
- (c) polymers of organic ethers, anhydrides, amides, and orthoesters,
- (d) copolymers of organic esters, ethers, anhydrides, amides, and orthoesters by themselves or in combination with other monomers, or
- (e) polyvinylalcohol.

The polymers may be cross-linked or non-cross-linked, usually not more than 5%, typically less than 1%.

The preferred polymers of this invention are linear polyesters, and branched chain polyesters. The linear polyesters may be prepared from the α -hydroxy carboxylic acids, e.g. lactic acid and glycolic acid, by condensation of the lactone dimers, see e.g. US 3,773,919, the contents of which are incorporated herein by reference. The preferred polyester chains in the linear or branched (star) polymers are copolymers of the α -carboxylic acid moieties,

[illegible]

Linear polyesters, e.g. linear polylactide-co-glycolides (PLG), preferably used according to the invention have a weight average molecular weight (M_w) between about 10,000 and about 500,000 Da, e.g. about 50,000 Da, and a polydispersity M_w/M_n e.g. between 1.2 and 2. Suitable examples include e.g. those commonly known and commercially available as Resomers® from Boehringer Ingelheim, in particular Resomers® RG, e.g. Resomer® RG 502, 502H, 503, 503H, 504, 504H.

Branched polyesters, e.g. branched polylactide-co-glycolides, preferably used according to the invention may be prepared using polyhydroxy compounds e.g. polyol e.g. glucose or mannitol as the initiator. These esters of a polyol are known and described e.g. in GB 2,145,422 B, the contents of which are incorporated herein by reference. The polyol contains at least 3 hydroxy groups and has a molecular weight of up to 20,000 Da, with at least 1, preferably at least 2, e.g. as a mean 3 of the hydroxy groups of the polyol being in the form of ester groups, which contain poly-lactide or co-poly-lactide chains. Typically 0.2% glucose is used to initiate polymerization. The branched polyesters (Glu-PLG) have a central glucose moiety having rays of linear polylactide chains, e.g. they have a star shaped structure.

The branched polyesters having a central glucose moiety having rays of linear polylactide-co-glycolide chains (Glu-PLG) may be prepared by reacting a polyol with a lactide and preferably also a glycolide at an elevated temperature in the presence of a catalyst, which makes a ring opening polymerization feasible.

The branched polyesters having a central glucose moiety having rays of linear polylactide-co-glycolide chains (Glu-PLG) preferably have an weight average molecular weight M_w in the range of from about 10,000 to 200,000, preferably 25,000 to 100,000, especially 35,000 to 60,000, e.g. about 50,000 Da, and a polydispersity e.g. of from 1.7 to 3.0, e.g. 2.0 to 2.5. The intrinsic viscosities of star polymers of M_w 35,000 and M_w 60,000 are 0.36 respectively 0.51 dl/g in chloroform. A star polymer having a M_w 52,000 has a viscosity of 0.475 dl/g in chloroform.

The desired rate of degradation of polymers and the desired release profile for compounds of the invention may be varied depending on the kind of monomer, whether a homo- or a copolymer or whether a mixture of polymers is employed.

A mixture of polymers may comprise at least two different kinds of polymers, e.g. as listed under (a) to (e) above, or two polymers of the same polymer class with different properties. For example, a mixture of polymers may comprise a polymer having a medium weight average molecular weight, e.g. from about 30,000 to about 60,000 Da, e.g. of about 50,000

Da, and of a polymer having a low weight average molecular weight, e.g. of about 2,000 to about 20,000 Da, e.g. of about 10,000 Da.

Preferably, the polymer matrix comprises a linear and/or branched polylactide-co-glycolide. More preferably, the polymer matrix comprises a Resomer® RG, a star polylactide-co-glycolide polymer having a weight average molecular weight of about 10,000 Da and/or a star polylactide-co-glycolide polymer having a weight average molecular weight of about 50,000 Da. The ratio of linear to branched polylactide-co-glycolide preferably is 0 : 100 to 100 : 0, e.g. 50 : 50 to 25 : 75.

The polymer matrix may be present in a total amount of about 40 to 99% by weight of the microparticles.

The microparticles may further comprise an agent that may influence the porosity of the microparticles. Such an agent may be e.g.

- a) Polyvinyl pyrrolidone, preferably with a molecular weight of between about 2,000 and about 20,000 Da. Suitable examples include those commonly known as Povidone K12 F with an average molecular weight of about 2,500 Da, Povidone K15 with an average molecular weight of about 8,000 Da, or Povidone K17 with an average molecular weight of about 10,000 Da.

Preferably, the polyvinyl pyrrolidone is present in an amount of from about 0.1 to about 50%, e.g. about 10%, by weight of the microparticles.

- b) Carboxymethyl cellulose sodium (CMC-Na), preferably having a low molecular weight. The viscosity may be, e.g. up to 20 cP for a 2% aqueous solution or a viscosity of from 8 to 25 mPa s. Conveniently the degree of substitution is from about 0.5 to about 1.45, preferably about 0.7. Typically the sodium content is about 5% to about 12%.

Preferably, the CMC-Na is present in an amount of from about 0.1 to about 20%, e.g. about 5%, by weight of the microparticles.

- c) Dextrin, e.g. with an average molecular weight ranging from 1,000 to 50,000 Da, preferably 5,000 Da. Preferably the dextrin has a fine particle size distribution, e.g. x90 less than 20 microns.

Carbowax® from Dow&Union Carbide, with e.g. Mw of 3,350 Da. Polyethyleneglycol with an weight average molecular weight of 3,350 Da has a viscosity of 76 to 110 cSt at 98.9 +/- 0.3°C. Polyethyleneglycol with Mw ranging from 1000 to 3500 DA has viscosities ranging from 16 to 123 cSt 98.9 +/- 0.3°C.

The microparticles may further comprise a surfactant. Suitable surfactants include non-ionic surfactants such as

- a) Poloxamers, also known as polyoxyethylene polyoxypropylene block copolymers, e.g. having a molecular weight from about 2000 to about 8000 Da. The degree of polymerization of the ethylene moiety is typically 80 to about 110 units. The degree of polymerization of the propylene moiety is typically 20 to about 60 units. Examples of such compounds suitable for use in accordance with the present invention are those known and commercially available, e.g. under the trade name Pluronic® F68 available from BASF Germany.
- b) Polyoxyethylene-sorbitan-fatty acid esters e.g. mono- and tri-lauryl, palmityl, stearyl and oleyl esters e.g. of the type known and commercially available under the trade name TWEEN®, e.g. Tween 20 [polyoxyethylene(20)sorbitanmonolaurate], Tween 40 [polyoxyethylene(20)sorbitanmonopalmitate], Tween 60 [polyoxyethylene(20)sorbitanmonostearate], Tween 80 [polyoxyethylene(20)sorbitanmonooleate], Tween 65 [polyoxyethylene(20)sorbitantristearate], Tween 85 [polyoxyethylene(20)sorbitantrioleate], Tween 21 [polyoxyethylene(4)sorbitanmonolaurate], Tween 61 [polyoxyethylene(4)sorbitanmonostearate], and Tween 81 [polyoxyethylene(5)sorbitanmonooleate]. Preferred are Tween 20 and Tween 80.
- c) Sorbitan fatty acid esters e.g. of the type known and commercially available under the trade name SPAN, for example including sorbitan monolauryl, monopalmityl, monostearyl, tristearyl, monooleyl and trioleyl esters.
- d) Lecithins, e.g. soy bean phospholipid, e.g. as known and commercially available under the trade name Lipoid® S75 from Lipoid; or egg phospholipid, e.g. as known and commercially available under the trade names Phospholipon® 90 from Nattermann, Epikuron 100H or Epikuron 145V, Epikuron 170 or Epikuron 200 from Degussa, Bioactives.

Preferably, poloxamers, Tween 20 and/or Tween 80 are used.

In case the polymer or polymers used to embed the compound of the invention is an ester, the microparticles preferably further comprise a basic compound such as a basic salt, e.g.

basic zinc carbonate, magnesium hydroxide, magnesium carbonate, or protamine, e.g. human protamine or salmon protamine, or natural or synthetic polymers bearing amine-residues such as polylysine or dimethylaminoethylmethacrylate.

Reference is made to the extensive literature on the subject for these and other excipients and procedures mentioned herein, see in particular Handbook of Pharmaceutical Excipients, Second Edition, edited by Ainley Wade and Paul J. Weller, American Pharmaceutical Association, Washington, USA and Pharmaceutical Press, London; and Lexikon der Hilfsstoffe für Pharmazie, Kosmetik and angrenzende Gebiete edited by H.P. Fiedler, 4th Edition, Editio Cantor, Aulendorf and earlier editions which are incorporated herein by reference.

Preferably, the microparticles of the invention contain as active ingredient only a compound of the invention, e.g. a compound of formula II, preferably a compound of formula III; even more preferably Compound A. Preferably, the microparticles of the invention contain a compound of the invention, e.g. a compound of formula II or III, in form of the pamoate salt, even more preferably the pamoate salt of Compound A.

Procedures which may be used to prepare the microparticles of the invention may be conventional or known in the art or based on such procedures e.g. those described in L. Lachman et al. The Theory and Practice of Industrial Pharmacy, 3rd Ed, 1986, H. Sucker et al, Pharmazeutische Technologie, Thieme, 1991, Hager's Handbuch der pharmazeutischen Praxis, 4th Ed. (Springer Verlag, 1971), Remington's Pharmaceutical Sciences, 13th Ed., (Mack Publ., Co., 1970) or later editions and in E. Mathiowitz's Encyclopedia of Controlled Drug Delivery (John Wiley & Sons, Inc, 1999).

Typically, the microparticles of the invention are produced by the following process.

The present invention in another aspect provides a process for the preparation of microparticles of the invention comprising

- (i) preparation of an internal organic phase comprising
 - (ia) dissolving the polymer or polymers in a suitable organic solvent or solvent mixture.

- (ib) suspending the compound of the invention in the polymer solution obtained in step (ia), or
dissolving the compound of the invention in a solvent miscible with the solvent used in step (ia) and mixing said solution with the polymer solution, or
directly dissolving the compound of the invention in the polymer solution, or
dissolving the compound of the invention in form of a water soluble salt in an aqueous phase and emulsifying said aqueous solution with the polymer solution (ia);
- (ii) preparation of an external aqueous phase comprising
 - (iia) preparing a buffer, e.g. acetate or phosphate buffer, and
 - (iib) dissolving a stabilizer in the solution obtained in step (iia);
- (iii) mixing the internal organic phase with the external aqueous phase e.g. with a device creating high shear forces, e.g. with a turbine or static mixer, to form an emulsion; and
- (iv) hardening the microparticles by solvent evaporation or solvent extraction, washing the microparticles, e.g. with water, collecting and drying the microparticles, e.g. freeze-drying or drying under vacuum.

Suitable organic solvents for the polymers include e.g. ethyl acetate, acetone, THF, acetonitrile, or halogenated hydrocarbons, e.g. methylene chloride, chloroform or hexafluoroisopropanol.

Suitable examples of a stabilizer for step (iib) include

- a) Polyvinyl alcohol (PVA), preferably having a weight average molecular weight from about 10,000 to about 150,000 Da, e.g. about 30,000 Da. Conveniently the polyvinyl alcohol has low viscosity having a dynamic viscosity of from about 3 to about 9 mPa s when measured as a 4% aqueous solution at 20°C or by DIN 53015. Suitably the polyvinyl alcohol may be obtained from hydrolyzing polyvinyl acetate. Preferably, the content of the polyvinyl acetate is from about 10 to about 90% of the polyvinyl alcohol. Conveniently the degree of hydrolysis is about 85 to about 89%. Typically the residual acetyl content is about 10 to 12 %. Preferred brands include Mowiol® 4-88, 8-88 and 18-88 available from Clariant AG Switzerland.
Preferably the polyvinyl alcohol is present in an amount of from about 0.1 to about 5%, e.g. about 0.5%, by weight of the volume of the external aqueous phase;
- b) Hydroxyethyl cellulose (HEC) and/or hydroxypropyl cellulose (HPC), e.g. formed by reaction of cellulose with ethylene oxide and propylene oxide respectively. HEC and HPC are available in a wide range of viscosity types; preferably the viscosity is medium.

Preferred brands include Natrosol® from Hercules Inc., e.g. Natrosol® 250MR, and Klucel® from Hercules Inc.

Preferably, HEC and/or HPC is present in a total amount of from about 0.01 to about 5%, e.g. about 0.5%, by weight of the external aqueous phase;

- c) Polyvinyl pyrrolidone, suitably with a molecular weight of between about 2,000 and 20,000 Da. Suitable examples include those commonly known as Povidone K12 F with an average molecular weight of about 2,500 Da, Povidone K15 with an average molecular weight of about 8,000 Da, or Povidone K17 with an average molecular weight of about 10,000 Da. Preferably, the polyvinyl pyrrolidone is present in an amount of from about 0.1 to about 50%, e.g. 10% by weight of the volume of the external aqueous phase;
- d) Gelatin, preferably porcine or fish gelatin. Conveniently, the gelatin has a viscosity of about 25 to about 35 cps for a 10% solution at 20°C. Typically pH of a 10% solution is from about 6 to about 7. A suitable brand has a high molecular weight, e.g. Norland high molecular weight fish gelatin obtainable from Norland Products Inc, Cranbury New Jersey USA.

Preferably, the gelatin is present in an amount of from about 0.01 to about 5%, e.g. about 0.5%, by weight of the volume of the external aqueous phase.

Preferably, polyvinyl alcohol is used. Preferably, no gelatin is used. Preferably, the microparticles are gelatin-free.

The microparticles may have a diameter from a few submicrons to a few millimeters, e.g. from about 0.01 microns to about 2 mm, e.g. from about 0.1 microns to about 500 microns. For pharmaceutical micro-particles, diameters of at most about 250 microns, e.g. 10 to 200 microns, preferably 10 to 130 microns, more preferably 10 to 90 microns, even more preferably 10 to 60 microns, are strived for, e.g. in order to facilitate passage through an injection needle. A narrow particle size distribution is preferred. For example the particle size distribution may be e.g. $x_{10} < 15$ microns, $x_{50} < 40$ microns or $x_{90} < 70$ microns..

Content uniformity of the microparticles and of a unit dose is excellent. Unit doses may be produced which contain about 10% to about 100% of the total amount of the active ingredient.

Suitable anti-agglomerating agents include e.g. mannitol, glucose, dextrose, sucrose, sodium chloride, or water soluble polymers such as polyvinylpyrrolidone or polyethylene glycol, e.g. with the properties described above.

Preferably, an anti-agglomerating agent is present in an amount of about 0.1 to about 10%, e.g. about 4% by weight of the microparticles.

Prior to administration, the microparticles are suspended in a vehicle suitable for injection. Preferably, said vehicle is water based. However, when using water as a vehicle, the microparticles of the invention may not suspend and may float on the top of the aqueous phase.

In order to improve the capacity of the microparticles of the invention to be suspended in an aqueous medium, the vehicle preferably comprises a wetting agent. The wetting agent is chosen to allow a quick and suitable suspendibility of the microparticles in the vehicle. Preferably, the microparticles are quickly wetted by the vehicle and quickly form a suspension therein.

Accordingly, the present invention further provides a pharmaceutical composition comprising microparticles of the invention and a water-based vehicle comprising a wetting agent.

Suitable wetting agents for suspending the microparticles of the invention in a water-based vehicle include non-ionic surfactants such as poloxamers, or polyoxyethylene-sorbitan-fatty acid esters, the characteristics of which have been described above. A mixture of wetting agents may be used. Preferably, the wetting agent comprises Pluronic F68, Tween 20 and/or Tween 80.

The wetting agent or agents may be present in about 0.01 to about 1% by weight of the composition to be administered, preferably from 0.01 to 0.5% and may be present in about 0.01 to 5 mg/ml of the vehicle, e.g. about 2 mg/ml.

Preferably, the vehicle further comprises a tonicity agent such as mannitol, sodium chloride, glucose, dextrose, sucrose, or glycerins. Preferably, the tonicity agent is mannitol.

The amount of tonicity agent is chosen to adjust the isotonicity of the composition to be administered. In case a tonicity agent is contained in the microparticles, e.g. to reduce agglomeration as mentioned above, the amount of tonicity agent is to be understood as the sum of both. For example, mannitol preferably may be from about 1% to about 5% by weight of the composition to be administered, preferably about 4.5%.

Preferably, the vehicle further comprises a viscosity increasing agent. Suitable viscosity increasing agents include carboxymethyl cellulose sodium (CMC-Na), sorbitol, polyvinylpyrrolidone, or aluminium monostearate.

CMC-Na has a low viscosity. Embodiments may be as described above. Typically, CMC-Na has a low molecular weight. The viscosity may be of from about 1 to about 30 mPa s, e.g. from about 10 to about 15 mPa s when measured as a 1% (w/v) aqueous solution at 25°C in a Brookfield LVT viscometer with a spindle 1 at 60 rpm, or a viscosity of 1 to 15 mPa*s for a solution of NaCMC 7LF (low molecular weight) as a 0.1 to 1% solution in water.

Polyvinylpyrrolidone having properties as described above may be used.

A viscosity increasing agent, e.g. CMC-Na, may be present in an amount of from about 0.1 to about 1%, e.g. about 0.7% or about 1.75% of the vehicle, e.g. in a concentration of about 1 to about 30 mg/ml in the vehicle, e.g. about 7 mg/ml or about 17.5 mg/ml.

In a further aspect, the present invention provides a kit comprising microparticles of the invention and a vehicle of the invention. For example, the kit may comprise microparticles comprising the exact amount of compound of the invention to be administered, e.g. as described below, and about 1 to about 5 ml, e.g. about 2 ml of the vehicle of the invention.

In one embodiment, the dry microparticles, optionally in admixture with an anti-agglomerating agent, may be filled into a container, e.g. a vial or a syringe, and sterilized e.g. using γ -irradiation. Prior to administration, the microparticles may be suspended in the container by adding a suitable vehicle, e.g. the vehicle described above. For example, the microparticles, optionally in admixture with an anti-agglomerating agent, a viscosity increasing agent and/or a tonicity agent, and the vehicle for suspension may be housed separately in a double chamber syringe.

In another embodiment, under sterile conditions dry sterilized microparticles, optionally in admixture with an anti-agglomerating agent, may be suspended in a suitable vehicle, e.g. the vehicle described above, and filled into a container, e.g. a vial or a syringe. The solvent of the vehicle, e.g. the water, may then be removed, e.g. by freeze-drying or evaporation

of the vehicle and the vehicle for suspension, e.g. water, may be housed separately in a double chamber syringe.

The microparticles and the compositions of the invention are useful

- a) for the prevention or treatment of disorders with an aetiology comprising or associated with excess GH-secretion and/or excess of IGF-1 e.g. in the treatment of acromegaly as well as in the treatment of type I or type II diabetes mellitus, especially complications thereof, e.g. angiopathy, diabetic proliferative retinopathy, diabetic macular edema, nephropathy, neuropathy and dawn phenomenon, and other metabolic disorders related to insulin or glucagon release, e.g. obesity, e.g. morbid obesity or hypothalamic or hyperinsulinemic obesity,
- b) in the treatment of enterocutaneous and pancreaticocutaneous fistula, irritable bowel syndrom, inflammatory diseases, e.g. Grave's Disease, inflammatory bowel disease, psoriasis or rheumatoid arthritis, polycystic kidney disease, dumping syndrom, watery diarrhea syndrom, AIDS-related diarrhea, chemotherapy-induced diarrhea, acute or chronic pancreatitis and gastrointestinal hormone secreting tumors (e.g. GEP tumors, for example vipomas, glucagonomas, insulinomas, carcinoids and the like), lymphocyte malignancies, e.g. lymphomas or leukemias, hepatocellular carcinoma as well as gastrointestinal bleeding, e.g. variceal oesophageal bleeding,
- c) for the prevention or treatment of angiogenesis, inflammatory disorders as indicated above including inflammatory eye diseases, macular edema, e.g. cystoid macular edema, idiopathic cystoid macular edema, exudative age-related macular degeneration, choroidal neovascularization related disorders and proliferative retinopathy,
- d) for preventing or combating graft vessel diseases, e.g. allo- or xenotransplant vasculopathies, e.g. graft vessel atherosclerosis, e.g. in a transplant of organ, e.g. heart, lung, combined heart-lung, liver, kidney or pancreatic transplants, or for preventing or treating vein graft stenosis, restenosis and/or vascular occlusion following vascular injury, e.g. caused by catheterization procedures or vascular scraping procedures such as percutaneous transluminal angioplasty, laser treatment or other invasive procedures which disrupt the integrity of the vascular intima or endothelium,
- e) for treating somatostatin receptor expressing or accumulating tumors such as pituitary tumors, e.g. Cushing's Disease, gastro-enteropancreatic, carcinoids, central nervous system, breast, prostatic (including advanced hormone-refractory prostate cancer), ovarian or colonic tumors, small cell lung cancer, malignant bowel obstruction, paragangliomas, kidney cancer, skin cancer, neuroblastomas, pheochromocytomas,

medullary thyroid carcinomas, myelomas, lymphomas, Hodgkins and non-Hodgkins lymphomas, bone tumours and metastases thereof, as well as autoimmune or inflammatory disorders, e.g. rheumatoid arthritis, Graves disease or other inflammatory eye diseases.

Preferably, the microparticles and the compositions of the invention are useful in the treatment of acromegaly and cancer, e.g. Cushing's Disease.

The activity and characteristics of the microparticles and the compositions of the invention may be indicated in standard clinical or animal tests.

The microparticles and the compositions of the invention are well-tolerated.

The compounds of the invention are released from the microparticles of the invention and from the compositions of the invention over a period of several weeks e.g. about 4 weeks to 6 months.

Appropriate dosage of the composition of the invention will of course vary, e.g. depending on the condition to be treated (for example the disease type or the nature of resistance), the drug used, the effect desired and the mode of administration.

In general, satisfactory results are obtained on administration, e.g. parenteral administration, at dosages on the order of from about 0.2 to about 35 mg, preferably from about 3 to about 20 mg of the compound of the invention per injection per month or about 0.03 to about 0.30 mg per kg animal body weight per month, administered once or in divided doses. Suitable monthly dosages for patients are thus in the order of about 0.3 mg to about 20 mg of a compound of the invention, e.g. a compound of formula III, e.g. Compound A.

The following Examples serve to illustrate the invention.

Examples 1 to 3: Microparticles

The poly-(D,L-lactide-co-glycolide) is dissolved in the methylene chloride in an amount as indicated in Table 1. The polymer solution is then added to the Compound A pamoate. The resulting suspension is treated with an Ultra-Turrax for 1 min.

If or water are heated to 10°C. During warming the phosphates are in an amount as given

The polymer/drug suspension and the PVA/phosphate solution are mixed, methylene chloride is evaporated under vacuum and the microparticles are filtered off, washed with water (WBU) and dried under reduced pressure (0.1 mbar) at room temperature.

Table 1 (Amounts given in g)

	Ex. 1	Ex. 2a	Ex. 2b	Ex. 3
Star polymer: Poly-(D,L-lactide-co-glycolide) with a M_w of about 50,000 Da	2.266	2.555	2.555	1.977
Methylene chloride	15.035	22.603	22.603	13.117
Compound A pamoate	1.734	1.445 ¹	1.445 ²	2.023
Polyvinyl alcohol (PVA) 18-88	15.00	15.00	15.00	15.00
K H ₂ PO ₄	5.43	5.43	5.43	5.43
Na ₂ HPO ₄ anhydrous	22.71	22.71	22.71	22.71
Water (WBU)	Ad 3.0 l	Ad 3.0 l	Ad 3.0 l	Ad 3.0 l

¹ Particle size distribution: x90 < 15 microns

² Particle size distribution: x90 < 3 microns

Examples 4 to 7: Microparticles

Table 2 (Amounts given in g)

	Ex. 4	Ex. 5	Ex. 6	Ex. 7
Star polymer: Poly-(D,L-lactide-co-glycolide) with a M_w of about 50,000 Da	1.916	1.916	1.278	1.278
Star polymer: Poly-(D,L-lactide-co-glycolide) with a M_w of about 16,500 Da	0.639	-	1.278	-
Resomer RG 502H	-	0.639	-	1.278
Methylene chloride	16.926	16.926	16.926	16.926
Compound A pamoate	1.445	1.445	1.445	1.445
Polyvinyl alcohol (PVA) 18-88	15.00	15.00	15.00	15.00
K H ₂ PO ₄	5.43	5.43	5.43	5.43
Na ₂ HPO ₄ anhydrous	22.71	22.71	22.71	22.71
Water (WBU)	Ad 3.0 l	Ad 3.0 l	Ad 3.0 l	Ad 3.0 l

The polymers are dissolved in the methylene chloride in an amount as indicated in Table 2. The polymer solution is then added to the Compound A pamoate. The resulting suspension is treated with an Ultra-Turrax for 1 min.

2 l of water are heated to 90°C. During warming, the phosphate salts in an amount as given in Table 2 are added one after another. At 90°C, PVA 18-88 in an amount as given in Table 2 is added. The resulting solution is then cooled to 20°C and filled up with water to the required volume.

The polymer/drug suspension and the PVA/phosphate solution are mixed, methylene chloride is evaporated under vacuum, and the microparticles are filtered off, washed with water (WBU) and dried under reduced pressure (0.1 mbar) at room temperature.

Example 8: Vehicle compositions A to G

CMC-Na, Mannitol and Pluronic F68 in an amount as given in Table 3 are dissolved in about 15 ml hot deionized water of a temperature of about 90°C under strong stirring with a magnetic stirrer. The resulting clear solution is cooled to 20°C and filled up with deionized water to 20.0 ml.

Table 3 (Amounts given in g)

	A	B	C	D	E	F	G
CMC-Na	0	0	0.05	0.14	0.28	0.35	0.40
Mannitol	0	1.04	0.99	0.90	0.76	0.74	0.68
Pluronic F68	0.04	0.04	0.04	0.04	0.04	0.04	0.04

Example 9:

384 mg or 576 mg of microparticles of example 2a and 2b are suspended in 2.0 ml of a vehicle of composition D in 6R vials. The suspensions are homogenized by shaking for about 30 seconds. The reconstituted suspension may be injected without any issues using a 20 Gauge needle.

Example 10:

Reconstitution of the microparticle lyophilisates with 1 ml pure water (WBU) resulted in fast and good wetting of the microparticles that may be injected without any issues using a 20 Gauge needle.

Example 11: Release of Compound A from Microparticles

Microparticles of example 2a and 2b in an amount corresponding to 4 mg of Compound A per kg of the rabbit are suspended in 1 ml of the vehicle composition D. The suspension is homogenized by shaking for about 30 seconds and injected into the left Musculus gastrocnemius of rabbits, weighing about 3 kg before onset of the study, using an 18G needle.

Blood samples (about 1 ml) are collected over 55 days. Plasma levels of Compound A are determined using an ELISA method. Mean concentration of Compound A after administration is given in Table 4. Mean AUC(0-55 d) is found to be 454 ng/ml d for example 2a and 296 ng/ml d for example 2b.

Table 4 (mean concentration in ng/ml)

Time after administration [days]	0	0.021	0.042	0.083	0.167	0.25	1	2	3	6	9
Microparticles of ex. 2a	0	9.10	9.72	10.18	8.67	6.29	4.61	4.67	4.75	7.45	3.46
Microparticles of ex. 2b	0	0	0	0	0	0	0	0	0.87	1.06	0.65

Time after administration [days]	13	16	20	23	27	30	34	37	41	44	48	55
Microparticles of ex. 2a	2.10	1.65	4.62	8.95	16.39	18.71	26.97	12.50	7.33	5.52	4.04	2.25
Microparticles of ex. 2b	0	0	7.93	15.71	18.74	16.04	8.94	6.45	3.75	2.17	1.23	0.68

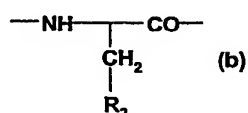
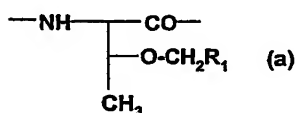
Claims

1. Microparticles comprising a somatostatin analogue comprising the amino acid sequence of formula I



I

wherein X_1 is a radical of formula (a) or (b)



wherein R_1 is optionally substituted phenyl,

R_2 is $-\text{Z}_1\text{---CH}_2\text{---R}_1$, $-\text{CH}_2\text{---CO---O---CH}_2\text{---R}_1$,

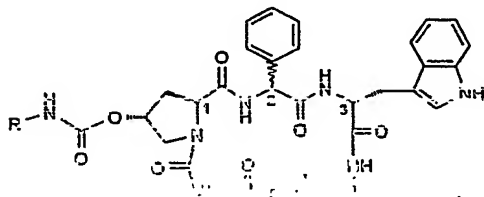


wherein Z_1 is O or S, and

X_2 is an α -amino acid having an aromatic residue on the C_α side chain, or an amino acid unit selected from Dab, Dpr, Dpm, His, (Bzl)HyPro, thienyl-Ala, cyclohexyl-Ala and t-butyl-Ala, the residue Lys of said sequence corresponding to the residue Lys⁹ of the native somatostatin-14

in free form, salt form, or protected form,
embedded in a polymer matrix.

2. Microparticles according to claim 1 wherein the somatostatin analogue is a compound of formula III



wherein R is $\text{NR}_1\text{R}_2\text{-C}_{2-6}\text{alkylene}$ or $\text{guanidine-C}_{2-6}\text{alkylene}$, and each of R_1 and R_2 independently is H or $\text{C}_{1-4}\text{alkyl}$,
in free form, salt form or protected form.

3. Microparticles according to claim 1 or 2 wherein the somatostatin analogue is in pamoate salt form.
4. Microparticles according to any preceding claim wherein the polymer matrix comprises a linear or branched polylactide-co-glycolide.
5. Microparticles according to any preceding claim wherein the polymeric matrix comprises at least two different polymers.
6. Microparticles according to any preceding claim further comprising a surfactant, a porosity influencing agent and/or a basic salt.
7. A pharmaceutical composition comprising microparticles of any preceding claim and a water-based vehicle comprising a wetting agent.
8. A composition according to claim 7 wherein the wetting agent comprises a poloxamer and/or a polyoxyethylene-sorbitan-fatty acid ester.
9. A composition according to any one of claims 7 or 8 wherein the vehicle comprises a tonicity agent.
10. A composition according to any one of claims 7 or 8 wherein the vehicle comprises a viscosity increasing agent.
11. Use of microparticles according to any one of claims 1 to 6 or of a pharmaceutical composition according to any one of claims 7 to 10 for the preparation of a medicament for the treatment of a disease or disorder with an aetiology comprising or associated with excess GH- and/or IGF-1 secretion.
12. A method of treating a disease or disorder with an aetiology comprising or associated with excess GH- and/or IGF-1 secretion in a subject in need thereof which comprises administering microparticles according to any one of claims 1 to 6 or of a pharmaceutical composition according to any one of claims 7 to 10 to the subject.
13. A kit comprising microparticles according to any one of claims 1 to 6 and a water-based vehicle comprising a wetting agent.
14. Microparticles and pharmaceutical compositions essentially as described in the examples.

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record.**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☒ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☐ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☐ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.